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IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: PROCESSED EGG PRODUCTS: MDL NO. 2002  
ANTITRUST LITIGATION 08-MDL-02002

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PHILADELPHIA, PA  
- - - - -  
DECEMBER 2, 2019  
- - - - -

BEFORE: THE HONORABLE GENE E.K. PRATTER, J.

- - - - -  
TRANSCRIPT OF TRIAL PROCEEDINGS  
DAY 18  
- - - - -

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Official Court Reporter  
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(Transcript produced by mechanical shorthand via C.A.T.)

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1 A. If I heard it --

2 Q. Let me ask it again. You have not concluded, you have  
3 not concluded or you're not offering an opinion that any given  
4 producer is actually an alleged co-conspirator in this case,  
5 correct?

6 A. Yeah, I'm not -- I'm not a fact witness. I'm not privy  
7 to who might have signed what documents, who might have been  
8 present in what meetings. I, you know, evaluated the record,  
9 and saw, you know, saw records -- saw documentary -- I'll use  
10 the term "evidence" with a small E, as an economist --

11 Q. Um-hum.

12 A. -- of individuals being at meetings and so forth, but I'm  
13 not here to testify on people's presence at meetings or  
14 anything like that. And therefore, I've got no idea, you  
15 know, who is -- is responsible other than, you know, the  
16 allegations in this case and the role that the UEP played as a  
17 trade association.

18 Q. And you testified towards the end of your examination  
19 about USEM exports, and I just want to sort of be clear. That  
20 you've also called USEM exports short-term measures, correct?

21 A. That's correct.

22 Q. And that -- I think you've testified before that any  
23 effect it would have had would have been very short-lived  
24 about a month between, maybe, when they were announced and  
25 when they were -- actually took place, correct?

1 A. Yeah, that's -- I mean, that's exactly what I've  
2 estimated there is, that month, the price impact during that  
3 month.

4 Q. Right.

5 A. And I think there was only a handful of those, yeah,  
6 that's correct.

7 Q. Right. And that, in other words, the price would not  
8 have been sustained any longer than that month was your  
9 testimony, I believe?

10 A. Based on the ones that I was able to collect data and  
11 actually examine the effect, that's correct.

12 Q. Okay. Now, you've testified that there were  
13 communications and the like going back into the 1990s,  
14 correct?

15 A. That's correct.

16 Q. Okay. Now, so -- and you are aware that there's an  
17 allegation that the conspiracy started by at least May 15,  
18 2000, correct?

19 A. I've seen a number of allegations and I've seen a number  
20 of documents related to when communications began and so  
21 forth.

22 Q. Okay. Well, are you aware that your counsel has  
23 represented to the Court that the alleged conspiracy happened  
24 by at least May 15, 2000?

25 A. Again, I haven't -- that's not implausible to me, but